

SUMMARY MINUTES

REGULAR COUNCIL MEETING TUESDAY, NOVEMBER 26, 2013

A regular meeting of the North Miami City Council was held in the Council Chambers of City Hall on Tuesday, November 26, 2013, beginning at 7:03 p.m.

Note: The actual agenda and all backup materials for each City Council meeting can be found on the website at: www.northmiamifl.gov

1. PLEDGE OF ALLEGIANCE

By Boissereth, Natalie

2. INVOCATION

By Citizen Bennie Trinidad

3. CALL TO ORDER / ROLL CALL OF MEMBERS

Vice Mayor Galvin	Here
Mayor Tondreau	Here
Councilman Bien-Aime	Here
Councilwoman Keys	Here
Councilwoman Steril	Here

4. ORDER OF BUSINESS (Additions/Deletions/Amendments/Deferrals)

None.

5. SPECIAL PRESENTATION(s)

- Recognition to North Miami Redskins Optimist Club, *Lloyd Greene, President*
- Presentation of Plaque of Appreciation to the City of North Miami by the Great South Florida Pop Warner, lead by Mr. Major McQueen
- Philippines Typhoon Event update and recommendation by *Bennie Trinidad, Nanay, Inc.*

Councilwoman Steril made a motion that was seconded by Mayor Tondreau to request that the City of North Miami raises \$20,000 to support the people of Philippines after a deadly Typhoon hit this nation. This motion was adopted by a 5-0 vote.

6. CITY EVENTS – ANNOUNCEMENT

Ms. Pam Solomon, Public Information Manager, announced upcoming events for the City of North Miami. Ms. Solomon advised all city events can be found on the website at: www.northmiamifl.gov/celebrate

7. HURRICANE PREPAREDNESS

Mayor Tondreau recognized Dr. Lumane Pluviose-Claude, Deputy City Manager; giving a brief report to Council advising the city is prepared in the event of a hurricane and no report of any activity for the remaining weeks of hurricane season.

8. CITIZENS' FORUM

Many residents spoke on issues of interest

9. CONSENT AGENDA

THE CONSENT AGENDA COMPRISED OF TABS A THROUGH E

A motion made by councilman Galvin to approve the Consent Agenda was seconded by Mayor Tondreau. This motion was adopted by a 5-0 vote.

[TAB A] APPROVED

APPROVAL OF MINUTES – Regular Council Meeting – November 12, 2013

Sponsored by: Michael A. Etienne, City Clerk

[TAB B] APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO RENEW A GRANT PROGRAM AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE NORTH MIAMI FOUNDATION FOR SENIOR CITIZENS' SERVICES, INC., FOR THE PROVISION OF COMMUNITY BASED SOCIAL SERVICES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration Responsible Staff Person: Ruby C. Johnson, Purchasing Manager

[TAB C] APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA APPROVING AN AMENDMENT TO THE FISCAL YEAR 2013-2014 REVENUE AND EXPENSE BUDGET TO INCLUDE THE REAPPROPRIATION OF FUNDS FROM FISCAL-YEAR 2012-2013, TOTALING FOURTEEN MILLION ONE HUNDRED SEVENTY-ONE THOUSAND FIVE HUNDRED TWENTY- SEVEN DOLLARS (\$14,171,527.00) FOR CERTAIN PROJECTS NOT COMPLETED IN THE PRIOR FISCAL YEAR; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

[TAB D] APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE FISCAL YEAR 2012-2013 AMENDED BUDGET; AUTHORIZING THE COMMUNITY REDEVELOPMENT AGENCY (CRA) EXECUTIVE DIRECTOR TO TRANSMIT THE FISCAL YEAR 2012-2013 AMENDED BUDGET TO MIAMI-DADE COUNTY; AND FURTHER AUTHORIZING THE CRA EXECUTIVE DIRECTOR TO TAKE ALL ACTIONS NECESSARY TO COMPLETE THE APPROVAL PROCESS FOR THE FISCAL YEAR 2012-2013 AMENDED BUDGET WITH THE CITY OF NORTH MIAMI AND MIAMI-DADE COUNTY; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

[TAB E] APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING THE SUBMITTAL OF A GRANT APPLICATION AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE FLORIDA DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES FOR GRANT FUNDS TO BE USED TOWARD ENHANCING COMPUTER TECHNOLOGY FOR ACCIDENT INVESTIGATIONS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration Responsible Staff Person: Natasha Colebrook-Williams, Governmental Affairs Manager

10.B. RESOLUTIONS

[TAB F] APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO PURCHASE EIGHT (8) 2014 HARLEY-DAVIDSON FLHP POLICE MOTORCYCLES, INCLUDING THE INSTALLATION OF NEW POLICE EQUIPMENT FROM PETERSON'S HARLEYDAVIDSON OF MIAMI, L.L.C., AS THE SOLE SOURCE SUPPLIER OF NEW HARLEYDAVIDSON BRAND OF MOTORCYCLES WITHIN MIAMI-DADE COUNTY, IN ACCORDANCE WITH SECTION 7-143 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, AT A COST NOT TO EXCEED ONE HUNDRED FIFTY-NINE THOUSAND TWENTY-FIVE DOLLARS AND NINETY-TWO CENTS (\$159,025.92); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Councilman Galvin made the motion to approved TAB F and council woman Steril seconded it and it passed by and 5-0 vote

[TAB G] APROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, REQUIRING COUNCILMEMBERS WHO ARE PHYSICALLY PRESENT AT COUNCIL MEETINGS TO VOTE ON ALL ITEMS, INCLUDING IN THE EVENT A COUNCILMEMBER IS TEMPORARILY ABSENT FROM THE DAIS DURING A VOTE ON AN ITEM, IN ACCORDANCE WITH §286.012, FLORIDA STATUTES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: Mayor & City Council

Motion made by council Galvin was seconded by Mayor Tondreau and was adopted by a 5-0 vote.

[TAB H] FAILED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ELECTING TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS LEVIED WITHIN THE INCORPORATED AREA OF THE CITY OF NORTH MIAMI FOR THE COST OF PROVIDING RESIDENTIAL SOLID WASTE COLLECTION AND DISPOSAL SERVICES, AND RESIDENTIAL AND COMMERCIAL STORMWATER SERVICES AND FACILITIES; STATING THE NEED FOR SUCH LEVY; DIRECTING THE TRANSMITTAL OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: Finance

No motion was made; this resolution failed.

[TAB I] APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, SUPPORTING THE FLORIDA DEPARTMENT OF TRANSPORTATION RECOMMENDED TRAFFIC RE-ROUTING AND ROADWAY IMPROVEMENT PROJECT ALONG PORTIONS OF WEST DIXIE HIGHWAY, NORTHEAST 6TH AVENUE, AND NORTHEAST 125TH STREET; FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO EXECUTE THE OFF-SYSTEM CONSTRUCTION AND MAINTENANCE AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, TO DELINEATE THE RESPONSIBILITY FOR THE CONSTRUCTION AND MAINTENANCE OF PROJECT ROADWAY IMPROVEMENTS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Motion made by Mayor Tondreau to continue [TAB I] to the Next Council Meeting was seconded by Councilwoman Steril. This motion was adopted by a 4-1 vote. Councilman Bien-Aime voted no.

10.C.2. ORDINANCES – FIRST READING

[TAB J] FAILED

PROPOSED ORDINANCE (***FIRST READING***) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING ARTICLE III UNDER CHAPTER 7 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED “PROCUREMENT CODE”, BY SPECIFICALLY AMENDING SECTION 7151 ENTITLED, “PROCEDURE TO PROVIDE PREFERENCE TO LOCAL BUSINESS IN CITY CONTRACTS,” TO INCLUDE A LOCAL BUSINESS PREFERENCE TO THOSE VENDORS, OFFERORS, SUPPLIERS OR CONTRACTORS HAVING AN OWNERSHIP INTEREST IN RESIDENTIAL PROPERTY SITUATED WITHIN THE CITY OF NORTH MIAMI AND DESIGNATED AS HOMESTEAD PROPERTY BY THE MIAMI-DADE COUNTY OFFICE OF THE PROPERTY APPRAISER; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Sponsored by: City Administration Responsible Staff Person: Ruby C. Johnson, Purchasing Manager

A motion made by councilwoman Keys to adopt [TAB J] was not seconded; therefore, motion failed.

[TAB K] APPROVED

PROPOSED ORDINANCE (***FIRST READING***) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, CREATING A NEW CHAPTER 21 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES ENTITLED “CODE COMPLIANCE” TO UPDATE, ORGANIZE, AND CLARIFY THE FUNCTION OF THE CODE COMPLIANCE PROCESS FOR THE CITY OF NORTH MIAMI SUBSEQUENT TO THE RECENT AMENDMENT OF CHAPTER

2 ENTITLED "ADMINISTRATION", RECENTLY APPROVED BY THE MAYOR AND CITY COUNCIL; PROVIDING FOR CONFLICTS, REPEAL, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Sponsored by: City Administration

Motion made by Councilwoman Steril, seconded by Mayor Tondreau to approve [TAB K] passed by a 5-0 vote

11. REQUESTS – PETITIONS – COMMUNICATIONS

[TAB L] APPROVED

DISCUSSION AND APPROVAL REGARDING HOLIDAY LIGHTS FOR THE ENCHANTED PLACE HOMEOWNERS ASSOCIATION.

Sponsored by: Vice Mayor Scott Galvin

A motion made by Council Galvin stipulated that a City truck shall be used between December 13 no more than four {4} regular business days. The associations shall be willing to pay half {1/2} of the cost. Council Bien-Aime seconded the motion, and it passed by a 5-0 vote

12. COUNCIL REPORTS

Councilwoman Carol Keys, Esq.

Vice-Mayor Scott Galvin

Councilman Philippe Bien-Aime

Councilwoman Marie Erlande Steril

- 1. Councilwoman Steril made a motion direct City Staff to search for other avenues to bring a charter school to the North Miami. The motion was seconded by Mayor Tondreau and was adopted by a 3-2 vote. Councils Keys and Galvin voted no.**
- 2. Council Steril made a motion to approve a toys drive the motion was seconded by Mayor Tondreau failed by a 2-3 vote. Councils Keys, Galvin and Bien-Aime voted no.**

Mayor Lucie M. Tondreau

13. CITY CLERK'S REPORT

The City Clerk asked council to approve the appointment of Lovelie Theogene to the board of Adjustment by Council Bien-Aime. Council Galvin made a motion to approve it; Council Bien-Aime seconded, and the motion passed with a 5-0 vote.

14. CITY ATTORNEY'S REPORT

15. CITY MANAGER'S REPORT

The city Manager spoke on the City elected officials trip to Fort-Myers and Councilman Galvin asked to discuss the issue. A motion made Mayor Tondreau seconded by council Steril to keep the trip as planned passed by a 3-2 vote. Councilwoman Keys and Vice Mayor Galvin voted no.

16. ADJOURNMENT: Meeting adjourned at 10:35 pm